

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA

|                          |   |                        |
|--------------------------|---|------------------------|
| DAVID BIEBEL,            | ) | ERIE DIVISION          |
|                          | ) |                        |
| Plaintiff,               | ) | CIVIL ACTION NO. 05-10 |
|                          | ) |                        |
| vs.                      | ) |                        |
|                          | ) |                        |
| KOHL'S DEPARTMENT STORE, | ) |                        |
|                          | ) |                        |
| Defendant.               | ) |                        |
|                          | ) |                        |
|                          | ) |                        |
|                          | ) |                        |

**ORDER OF COURT**

AND NOW, this \_\_\_\_ day of \_\_\_\_\_, 2005, it is hereby ORDERED and  
DECREED that the Motion for Summary Judgment filed by Kohl's Department Stores, Inc.,  
is granted and Plaintiff's Complaint is dismissed with prejudice.

\_\_\_\_\_. J.